

### **REMARKS**

This amendment is responsive to the Office Action of March 13, 2003. Reexamination and reconsideration of the application are respectfully requested.

#### **The Office Action**

**Claims 1-4, 8-10, 14, 16-20, and 25** stand rejected under 35 USC §102(e) as being anticipated by Boles et al. (U.S. Patent No. 6,163,377).

**Claims 1, 3, 4, 6-10, and 15-17** stand rejected under 35 USC §102(e) as being anticipated by Chen (U.S. Patent No. Des. 432,516).

**Claims 1-4, 8-10, and 15-17** stand rejected under 35 USC §102(b) as being anticipated by Booty, Jr. (U.S. Patent No. 5,940,350).

**Claims 1-25** stand rejected under 35 USC §103(a) as being unpatentable over Skop, Jr. et al. (U.S. Patent No. 5,270,540) in view of King et al. (U.S. Patent No. 6,296,426).

#### **The Claims of the Present Application Distinguish Over the Cited References**

**Claim 1** recites a plurality of case supporting elements, which extend over and radially outwardly from the case.

Boles et al. (Boles) discloses a case **10** having a plurality of case supporting elements **30** extending from the case **10**. However, Boles fails to disclose the case supporting elements **30** extending over the case **10** and radially outwardly from the case

**10**, as recited in **claim 1**. Therefore, **claim 1**, along with **claims 2-25** which depend therefrom, are patentable over Boles.

Chen discloses a shower radio having a clock. A plurality of case supporting elements (e.g., three case supporting elements) extend from a side of a case, which houses the radio and clock. Although Chen discloses case supporting elements extending from a side of a case, the reference fails to disclose case supporting elements extending over the case and radially outwardly from the case, as recited in **claim 1**. Furthermore, as the Chen reference is not within the field of the inventors' endeavor, nor reasonably pertinent to the particular problem with which the applicants were concerned, it is nonanalogous art. Therefore, **claim 1**, along with **claims 2-25** which depend therefrom, are patentable over Chen.

Booty, Jr. ("Booty") discloses a clock **10** including a front casing **12**. Three arms **28** (case supporting elements) extend from the casing **12**. Although Booty discloses arms extending from a casing, the reference fails to disclose arms extending over the casing and radially outwardly from the casing, as recited in **claim 1**. Furthermore, as the Booty reference is not within the field of the inventors' endeavor, nor reasonably pertinent to the particular problem with which the applicants were concerned, it is nonanalogous art. Therefore, **claim 1**, along with **claims 2-25** which depend therefrom, are patentable over Booty.

Skop, Jr. et al. ("Skop") discloses a monitor calibrator **10** including a housing **12** and a suction cup **14** (case supporting elements). King et al. ("King") discloses a vacuum tool fixture including attachment devices **14** (e.g., suction cups) (case supporting elements) connected to a body **12**. Neither Skop nor King discloses, or is concerned with, case supporting elements **30** extending over the case **10** and radially outwardly from the case **10**, as recited in **claim 1**.

Furthermore, as the King reference is not within the field of the inventors' endeavor, nor reasonably pertinent to the particular problem with which the applicants

were concerned, it is nonanalogous art. Consequently, a person of ordinary skill in the art of monitor calibrators would not look to King.

For the reasons discussed above, **claim 1**, along with **claims 2-25** which depend therefrom, are patentable over the combination of Skop and King.

New **claim 26** recites cross sections of a plurality of case supporting elements form respective channels. None of Boles, Chen, Booty, Skop, or King discloses, or is concerned with, cross sections of supporting elements including channels. Therefore, **claim 26**, along with **claims 27-30** which depend therefrom, are patentable over Boles, Chen, Booty, Skop, and King either taken alone or in any combination.

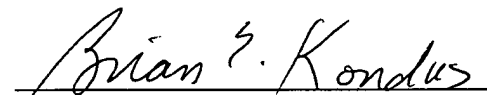
New **claim 31** recites a plurality of case supporting elements extending across a case and originating at a central point on the case. None of Boles, Chen, Booty, Skop, or King discloses, or is concerned with, case supporting elements that extend across a case and originate at a central point on the case. Therefore, **claim 31** is patentable over Boles, Chen, Booty, Skop, and King either taken alone or in any combination.

**CONCLUSION**

For the foregoing reasons, it is submitted that **claims 1-31** of the present application are in condition for allowance. Early notice thereof is respectfully requested.

Respectfully submitted,

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